

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA
3

4 Raymond Inoue,

5 Plaintiff

6 v.

7 Immigration Customs Enforcement,

8 Defendant

Case No.: 2:17-cv-03134-JAD-PAL

**Order Adopting Report and
Recommendation and Dismissing Case**

[ECF No. 7]

9 Pro se plaintiff Raymond Inoue spent nine months in jail at the Southern Desert
10 Correctional Center for committing burglary and carrying a concealed weapon before he was
11 released on parole.¹ He brought this case to request a stay of his pending deportation to the
12 Philippines, but he neither paid the filing fee nor filed an application to proceed *in forma*
13 *pauperis*.² This court ordered Inoue to pay the filing fee or file a pauper application and warned
14 him that his case would be dismissed if he did neither.

15 Inoue has now had four months to pay the fee or file a pauper application, but he has
16 failed to do anything. Magistrate Judge Peggy Leen therefore recommends that I dismiss this
17 case.³ The deadline to object to Judge Leen's recommendation was yesterday, April 4, 2018,
18 and Inoue has filed no objections. "[N]o review is required of a magistrate judge's report and
19 recommendation unless objections are filed."⁴ Accordingly, with good cause appearing and no
20 reason to delay, IT IS HEREBY ORDERED that Magistrate Judge Leen's report and
21 recommendation [ECF No. 7] is **ACCEPTED and ADOPTED**. This case is **DISMISSED**
22 **without prejudice** to Inoue's ability to re-file it with an accompanying pauper application or a

23
24 ¹ NEV. DEP'T OF CORR. (April 5, 2018) <http://doc.nv.gov/Inmates/Home/> (inmate search by name
Raymond Inoue or by offender ID 1178986).


25 ² ECF No. 1.

26 ³ ECF No. 7.

27 ⁴ *Schmidt v. Johnstone*, 263 F. Supp. 2d 1219, 1226 (D. Ariz. 2003); *see also Thomas v. Arn*, 474
28 U.S. 140, 150 (1985); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003).

1 filing-fee payment. The **Clerk of Court** is directed to **ENTER JUDGMENT** accordingly and
2 **CLOSE THIS CASE.**

3 Dated: April 5, 2018

4 
5 U.S. District Judge Jennifer A. Dorsey